

# MURPHY DEFIANTLY REFUSES TO QUIT AS BOSS

## John D. Rockefeller Taxed on \$900,000,000

Light Rain To-Night or Wednesday; Warmer.

**A COMPLETE NOVEL**  
EACH WEEK  
IN  
**THE EVENING WORLD**

**The**

**Evening**

**World.**

**FINAL**  
NIGHT

"Circulation Books Open to All."

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PRICE ONE CENT.

### CASSIDY AND WALTER WILL BE SENTENCED TO-MORROW WHEN WILLETT HEARS FATE

Justice Postpones Punishment of Man Who Bought His Nomination for Bench.

LAWYER IN CONTEMPT.

Political Boss May Get Two-Year Term for Accepting a Bribe.

The sentencing of William Willett for having purchased a nomination to the Supreme Court from Joe Cassidy, the boss of Queens, and his henchman, Louis T. Walter Jr., both of whom have been convicted of the sale, was to-day again postponed. Three times Willett has awaited the call to the bar of Justice Jaycox's court to learn what fate was in store for him, and as many times he has been taken back to Raymond Street Jail with that fate still unheard. But to-morrow morning he and Cassidy and Walter as well are to be sentenced, and the last chapter written in one of the most noted political trials in the history of the State.

Justice Jaycox's reason for delaying the sentencing of Willett for another day, he announced to Gilbert L. Lamb, who appeared for James W. Osborne, Willett's counsel, was in order that the Court might have an opportunity to read and ponder the number of letters and petitions which have been sent in praying for clemency in Willett's behalf. Justice Jaycox said:

"Since the conviction of William Willett I have received at least a hundred letters and a number of petitions signed with hundreds of names asking for clemency for him. I deem it only courteous and considerate to him that I should read all these letters, and so that I might have time for this I shall postpone the pronouncement of sentence until to-morrow morning at 10 o'clock."

WILLETT ALLOWED TO CONFER WITH HIS FAMILY.

Then Mr. Lamb asked the Justice if Mr. Willett might not be permitted to remain in the court room for a time that he might see and confer with the members of his family. This Justice Jaycox granted, announcing that Willett might remain there until 12 o'clock. Shortly after this his wife and daughter were closeted with him.

From what Robert H. Elder, counsel for "Curly Joe" Cassidy, said to-day it is not unlikely that Robert M. Moore, the attorney for Walter, may be adjudged in contempt of court for

(Continued on Seventh Page.)

### A Chance for the Money-Savers!

Now that prosperity is looming large in the business world money savers will be looking for Safe and Profitable Investments. The attention of such persons is called to the great number of attractive investment opportunities that are advertised from day to day in

**The Evening World**

And just see how The World leads in this important class of publicity:

10,496

World "Real Estate" and "Business Opportunity" ads. were printed last month—

4,005

More Than the Herald.

SEE WORLD ADS. TO-DAY FOR PRESENT INVESTMENT BARGAINS!

### THE THREE CONVICTED OF DEBAUCHING THE SUPREME BENCH.



WILLIAM WILLETT JR.  
Here Is the Man Who Paid "the Boss" for a Nomination to the Supreme Court Bench.



JOSEPH CASSIDY  
Here Is "the Boss" Who Got the Cash From the Candidate and Delivered the Goods.



L.T. WALTER JR.  
Here Is the "Go-Between" Who Dealt for "the Boss" with the Candidate for the Nomination.

Jail for Clergyman.

PORTLAND, Me., Feb. 3.—The Rev. Wilbur M. Barry was sentenced to four months in jail yesterday for criminally libeling Associate Justice Haley of the United States Supreme Court. The case will be appealed.

WINTER CRUISES  
to Bermuda, the Hawaiian Islands, West Indies, South America and the Mediterranean. Round trip tickets, including hotel and breakfast, and round trip tickets to Europe, Africa, Australia, and the Orient. Write for particulars to The World Travel Agency, 100 N. 2d St., N. Y. City.

### LITTAUER BROTHERS ENTER GUILTY PLEA; SMUGGLED IN TIARA

Ex-Congressman, Made Rich by Tariff He Defrauded, May Get Four Years.

DENOUNCED IN COURT.

District-Attorney Marshall Demands Full Penalty of Law for Wealthy Criminal.

Former Congressman Lucius N. Littauer of Gloversville, who made a great fortune out of a highly protected glove industry, and his brother, William Littauer, a gentleman farmer in the Genesee Valley, pleaded guilty in the United States District Court to-day to smuggling and conspiracy to defraud the United States Government. Each entered a plea to two counts of an indictment. Judge Thomas reserved the imposition of sentence until to-morrow morning.

United States District Attorney Marshall asked the Court to inflict the full penalty of the law, which is two years imprisonment and a \$5,000 fine on the two counts in the indictment to which the brothers pleaded separately, and two years imprisonment and a fine of \$10,000 on a third count, to which they pleaded jointly. Mr. Marshall said that their confessions showed that they deliberately smuggled through the customs a pearl and diamond tiara, valued by the Government at \$9,000 and by themselves at \$5,400.

"It has been set up in extenuation here," said Mr. Marshall, "that this tiara is an antique, over 100 years old, and therefore entitled to admission free of duty. There is a provision of the law that certain antiques shall be admitted free of duty, but only if they are declared."

ASKS PRISON SENTENCES—NOT "LOVE TAPS."

"The evidence establishes that William Littauer bought this tiara in Venice and that Lucius Littauer brought it into the United States through this port, clandestinely. Even had he declared it in free of duty as an antique he knew it should have been declared."

"In his first statement, made last November, after the Government began an investigation into the smuggling of the tiara, Lucius Littauer said he had placed the tiara in his trunk and had forgotten it when making his declaration. Later he amended this statement and told the truth."

"I submit to the Court that these defendants are guilty of smuggling. It has been the custom here to administer 'love taps' in the shape of punishment to smugglers of the type and standing of these two defendants. I trust that there will be no 'love taps' administered in this case, but that the punishment shall be commensurate with the crime."

"A fine spectacle we have here of an ex-member of Congress who in his public life was a continual and active advocate of the high tariff, seeking to evade the tariff laws for gain. Ex-Congressman Littauer is a beneficiary of the tariff laws. This fact should be taken into consideration."

Ex-Justice Morgan J. O'Brien appeared as counsel for Lucius Littauer and entered the plea of not guilty for him. Lucius Littauer admitted that he concealed dutiable merchandise for the purpose of avoiding the payment of duty and that he conspired with his brother to defraud the Government. William Littauer admitted that he received the smuggled merchandise and also that he conspired with Lucius to defraud the Government.

STEAMSHIPS DUE TO-DAY.

Saratoga, Havana ..... 12 M.  
President Grant, Hamburg..... 12 M.

### GIRL DISAPPEARS LIKE MISS M'CANN ON WAY TO SCHOOL

Florence Barbara Lawlor Missing From Home in Borough Park Since Yesterday.

FEARS OF KIDNAPPING.

Pretty and Sixteen Years Old, but Parents Say She Had No Love Affair.

Under circumstances which recall the disappearance of Jessie Evelyn McCann, a Flatbush girl, whose body was found in the water off Coney Island a month ago, another Brooklyn girl has gone home. She is Florence Barbara Lawlor, daughter of Mr. and Mrs. George H. Lawlor, of No. 5619 Fifteenth avenue, Borough Park, and is sixteen years old.

Like Miss McCann, Miss Lawlor left her home on her way to school, and like Miss McCann, she seems to have dropped completely out of sight within a few minutes after leaving her house.

The girl is remarkably pretty, with light hair and blue eyes and the figure of a girl somewhat older than her years. Nevertheless, her parents say that she had no particular friends among the young men of the neighborhood with whom she had gone to school, nor among the preparatory schoolboys whose acquaintance she made in the social life of the Girls' High School, where she was in her third year.

Mr. and Mrs. Lawlor are mystified by her absence and can think only that she has been kidnapped or has met with an accident. Mrs. Lawlor is almost prostrated, and the father has searched continually without sleep since late yesterday afternoon, when Florence failed to return from school.

LEFT HOME FOR SCHOOL YESTERDAY MORNING.

It was about 8 o'clock yesterday morning when the girl started away from home, presumably to go to school. She wore a brown dress, the skirt of which reached to her shoulders, a dark blue sport coat with red buttons and a small round black velvet hat with a small black feather in the back. She had tan shoes and stockings and carried, besides her school books, a tan leather handbag with her initials "F. B. L." in brass letters.

She wore a pin of the Sigma Delta Phi Society set in pearls and on the back were engraved her initials. She had also a gold chain around her neck, appended to which was a miniature basket in pearls, a signet ring set with two diamonds and inscribed with the initials of an aunt, "M. L." and a diamond cluster ring, a graduation present in which were six stones. A seventh stone had fallen from the setting and been lost.

Mrs. Lawlor watched her daughter from the window and saw her joined by Thelma Moody, a girl of about her age, who lives next door. The girls waved goodbye to Mrs. Lawlor, who stood in a window and the mother saw them board a Sixth Avenue trolley car bound for the city.

SAYS SHE LEFT THE GIRL ON STREET CAR.

She left Florence on the car, the girl's usual route to school being by way of the Fulton avenue and Hudson street car, which she boarded at Fulton street, riding there in the sixteenth avenue car. Thelma was the last of the girls, apparently, to see her.

It has not been unusual for Florence to stay at school after hours attending a meeting of her society, though ordinarily she reached her home about 3:40 o'clock, so her mother did not worry until 5 and then 6 o'clock came last evening with no sign of the girl. Mr. Lawlor, who has a drug store at No. 1491 Sixtieth street, was notified. Leaving his store in charge of a clerk, he started at once to search for his daughter. When he found no trace of her he appealed to the police and a general alarm was sent out.

Her parents do not believe that Florence has remained away from home voluntarily and for that reason they are doubly worried about her.

### ACTRESS-WIFE ALLOWED BY COURT TO SEE HER CHILDREN UNDER RULES.



### TAX ROCKEFELLER ON \$900,000,000 IN CLEVELAND

Claim for \$12,690,000 Made on His Personal Property—Refuses to See Collector.

CLEVELAND, Feb. 3.—The local tax commission to-day demanded of John D. Rockefeller that the oil king pay \$12,690,000 taxes on his estimated \$900,000,000 of personal property. Commissioners claim Rockefeller has just established his legal residence in East Cleveland under the new State tax law.

The Ohio law stipulates that any person taxable for the full value of his personal property in the district where he has established legal residence. Therefore commissioners claim the entire oil king's colossal fortune is subject to the Ohio tax. The total is as great as the entire duplicate of Cuyahoga County, in which Cleveland is located.

John D. Fackler and William Agnew, Deputy State Tax Collectors, appeared at Rockefeller's Forest Hill estate just before noon to-day. Rockefeller refused to see them. They left a written notice that his taxes are now payable.

Rockefeller has five days in which to act. If he fails to pay, under the law he is subject to a 50 per cent penalty, which equals a tax on \$450,000,000 or more property.

### SWIMMING POOLS IN EVERY SCHOOL

Alderman Says They Will Be Great for Children in Summertime.

Have a swimming pool in every public school, and during the vacation months when the weather is hottest throw the pools open to the children of the tenements is a suggestion made in a resolution introduced at this afternoon's meeting of the Board of Aldermen. It is also proposed in the resolution that in every plan of new schools now under consideration allowances be made for bathing facilities.

Alderman Theodore M. Rosenblum, who introduced the resolution, says: "The handicap of children who live in the tenement districts is greatest in the summer. Compared with European and other American cities New York is behind in the matter of public bathing facilities."

### COURT GIVES RULES TO LET A MOTHER SEE HER CHILDREN

Prescribed Conditions by Which Actress May Thwart Christian Science Husband.

TROUBLE DUE TO ERROR

And She Simply Couldn't Understand the Meaning of "Error" as He Did.

Justice Delany in the Supreme Court to-day established a remarkable set of rules for the welfare of Dorothy, Charles and Thomas R. Frowert, the three children of Percival K. Frowert, a wealthy advertising man and his actress-wife, Genevieve Frowert. The husband and wife have been estranged for several years. Mrs. Frowert sued out a writ of habeas corpus for the children alleging that Frowert, acting under advice given him by a Christian Science practitioner, had kept the children from her.

The conditions under which the children are to be taken care of are: Mrs. Frowert is to have the children brought to her at a place to be designated by her once a week for three weeks in every month, on a week day after school or on a Sunday afternoon or Saturday morning or on a holiday. She must give her husband two days' advance notice when she wishes to see the children.

In July each year she is to have the children in her sole care for two weeks, the husband to pay \$30 for their care.

If inconvenient for her to avail herself of the privileges of seeing the children she may substitute telephone calls, the children being permitted to hold unlimited conversations with their mother. Mrs. Frowert must not, however, substitute more than two such telephone calls for an equal number of visits.

She is not to be molested by her husband or his agents during the time that her children are with her.

The children must be permitted to accept gifts sent by their mother.

If Mrs. Frowert is ill the children are to be sent to her, but not until she sends her husband a physician's certificate setting forth that the health of the children will not be endangered by such a visit.

In commenting upon the rules Justice Delany declares that he found the troubles of the Frowerts most difficult to deal with. The fact that he did not award the custody of the children to their mother instead of to the father is due to Mrs. Frowert's engagement on the stage. Had she forsaken the stage the children might have been given into her care.

In reply to his wife's charge that he had been advised to exclude Mrs. Frowert from his home, as she was what Christian Scientists termed "error," Frowert says that his wife's understanding of the meaning of the word "error" is wrong. She alleged that it meant anything "vile, low or wrong."

In an affidavit filed in the habeas corpus proceedings, Frowert says that "error" means belief without understanding—a contrast of truth in a wholly impersonal sense."

One of the husband's reasons, as he explains it, for having opposed his wife's visits to the children was that "she saved up her quarrels until she met her husband in the presence of the children."

With the consent of counsel for Mrs. Frowert the writ of habeas corpus was dismissed.

CONVICT KILLED ESCAPING.

Graduate of Heidelberg Was Serving a Term for Perjury.

JOLIET, Ill., Feb. 3.—Arthur Von Hagen, graduate of Heidelberg University, and serving a term in the Illinois State penitentiary here for perjury, was shot and instantly killed when he attempted to escape at noon to-day.

### "I AM THE LEADER," MURPHY DECLARES; "I'LL STAY LEADER"

"The Chief" of Tammany Treats With Contempt the Resolution of the National Democratic Club Demanding That He Retire.

SAYS HE DOESN'T CARE WHAT OTHERS MAY THINK.

Judge O'Dwyer, President of the Club, Replies That Murphy's Power Will End After Fall Primaries.

"I am the leader of Tammany Hall," said Charles Francis Murphy to-day. "You can add to that I am going to remain the leader of Tammany Hall no matter what some others might think they have to say about it. That closes the matter now."

This statement was made in the presence of a number of Mr. Murphy's district leaders, who had called to learn what he had to say about the action taken at last night's meeting of the National Democratic Club, when City Judge O'Dwyer, President of the organization, attempted to read Murphy out of the leadership of the city, county and State Democratic machine.

"Have you heard what Judge O'Dwyer did last night?" was the first question put to the leader of Tammany.

"I heard something about it," replied "The Chief," carelessly. "Didn't you read the morning papers?"

"No, I didn't see them," replied Murphy.

"After what was done last night at the National Democratic Club, are you going to go or are you going to stick?" was asked.

"I really have nothing to say this morning," declared the leader of Tammany. He looked very serious—more so than he has looked during many recent interviews.

"SURE, I'M LEADER," SAYS THE BOSS OF TAMMANY.

"You are the leader of Tammany Hall, aren't you?" an intrepid interviewer asked.

"I am," replied Murphy, looking up and smiling just a little.

"Now, as a matter of fact," said one of the interviewers, "inasmuch as resolutions were adopted at last night's meeting of the National Democratic Club saying that you must go, what have you got to say about it?"

It was then that Murphy declared that he was leader and proposed to remain leader no matter what Judge O'Dwyer or any one else had to say about it.

Although Thomas Smith, the Secretary of Tammany Hall, went to the meeting of the National Democratic Club last night and made a fight against the adoption of the anti-Murphy resolutions, it was announced by Smith himself to-day that Tammany Hall did not take the National Democratic Club seriously.

"If you put a white-robed angel at the head of Tammany Hall," said Smith, who spoke for the Boss himself, "there are men in the National Democratic Club who would pelt mud at us. As a matter of fact, the club has cut no figure locally since 1890. Who ever heard of the club in a local way since that time? The action taken last night was a joke, and the people of New York know enough about who's who and what's what in local politics to realize just what the men who opposed us represented. As it was, we would have swamped them if they had given us a square deal."

Mayor Mitchell said he had "glanced over the stories in the morning papers lightly," and did not read the resolutions of Judge O'Dwyer's ousting him.

### WIDOW 80 YEARS OLD IS BURNED TO DEATH

Two Patrolmen, Seeking to Rescue Her, Nearly Lose Their Lives.

In spite of the heroism of two policemen and a corps of firemen, Mrs. Hannah Beaton, a widow, eighty years old, was burned to death to-day in a fire which destroyed her house at No. 915 Hill street, North Bergen, N. J. Mrs. Beaton was in bed when the fire started from a defective flue, and tried to make her escape by a window, but was apparently overcome.

Patrolmen Cary and Fraher of the Bergen force first saw the fire and were told by neighbors of the lonely old occupant. They made a determined effort to reach the aged woman's room and nearly lost their lives. Both were overcome on the stairs, but were rescued by firemen.

After a hard fight the firemen reached Mrs. Beaton's room, but they found only the charred body. The aged woman had lived alone in the house since the death of her husband twenty years ago.

### BECKER CASE NOT TO BE DECIDED TO-DAY

ALBANY, N. Y., Feb. 3.—The Court of Appeals passed the Becker case to-day. No decision can now be made before Tuesday next.

CHARLESTON WINNERS.

FIRST RACE—Selling; purse \$300; for four-year-olds and upward; five and one-half furlongs. Satyr, 109 (McIntyre), 7 to 1, 3 to 1 and 8 to 5; first; Clem Beecher, 112 (Doyle), 9 to 2, 5 to 5 and 9 to 10; second; Miss Welmu, 102 (McTaggart), 16 to 5, 7 to 5 and 7 to 10; third. Time, 1:09.1-5.

Tolson DOR, Henotic, Hugh Gray, Tyro, Hans Creek, Elfall, Question Mark, Dr. Hollis, Jim Caffrey, Fawn also ran.

SECOND RACE—Selling; purse \$300; for four-year-olds and upward; five and one-half furlongs. Flying Yankee, 112 (Turner), 7 to 5, 3 to 1 and out; first; Black Chief, 107 (McTaggart), 15 to 5, 4 to 5 and 2 to 5; second; Nimbus, 112 (Knight), 10 to 1, 4 to 1 and 7 to 5; third. Time, 1:09.3-5.

Leopold, Molsant, Joe Flynn, Regardas, Starboard, Southern Shore and Camarada also ran.